

**THE EFFECTIVE DATE OF THIS ORDINANCE IS \_\_\_\_\_**

**ORDINANCE NO. \_\_\_\_\_**

**RE: To Amend Certain Sections of the Frederick County Code (Zoning Ordinance) to Allow Childcare Center/Nursery Schools in the Agriculture and Resource Conservation Zones on a Limited Basis**

In Ordinance No. 09-21-525, the Board of County Commissioners (“Board”) amended the provisions of Frederick County Code Chapter 1-19 (the “Zoning Ordinance”) which, in part, limited childcare center/nursery school as a permitted use in the Agriculture and Resource Conservation zoning districts.

A number of religious organizations have requested the Board to reconsider this issue and to allow religious organizations to operate childcare center/nursery schools in the Agriculture and Resource Conservation zones.

The Board has determined to allow childcare center/nursery schools in the Agriculture and Resource Conservation zones on a limited basis.

The Frederick County Planning Commission held a duly advertised public hearing on December 16, 2009 and recommended approval of the proposed text amendment.

The Board of County Commissioners held a duly advertised public hearing on February 16, 2010. The public had an opportunity to comment at this public hearing.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, that the Zoning Ordinance be amended as shown on the attached Exhibit 1.

AND BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect on \_\_\_\_\_, 2010.

The undersigned hereby certifies that this Ordinance was approved and adopted on the \_\_\_\_ day of \_\_\_\_\_, 2010.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF FREDERICK COUNTY, MARYLAND

\_\_\_\_\_  
Ronald A. Hart  
County Manager

\_\_\_\_\_  
Jan H. Gardner  
President